

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TIBCO SOFTWARE, INC., a Delaware)	No. C-05-2084 SC
corporation,)	
)	
Plaintiff,)	ORDER ADOPTING REPORT
)	AND RECOMMENDATION OF
)	<u>MAGISTRATE JUDGE</u>
v.)	
)	
TIBCO INDUSTRIAL, INC.,)	
)	
Defendant.)	
_____)	

The Court ADOPTS the Report and Recommendation of Magistrate Judge Wayne D. Brazil, DENYING Plaintiff's request for entry of judgment by default.

IT IS SO ORDERED.

Dated: January 6, 2006


UNITED STATES DISTRICT JUDGE